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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/814,578	03/21/2001	Neider Bell	690095.401	4532
22504	7590	08/13/2004	EXAMINER	
DAVIS WRIGHT TREMAINE, LLP 2600 CENTURY SQUARE 1501 FOURTH AVENUE SEATTLE, WA 98101-1688			HONEYCUTT, KRISTINA B	
			ART UNIT	PAPER NUMBER
			2178	

DATE MAILED: 08/13/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary	Application No. 09/814,578	Applicant(s) BELL ET AL. SC	
	Examiner Kristina B. Honeycutt	Art Unit 2178	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --
Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
 - If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
 - If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
 - Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).
- Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 21 March 2001.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 27 June 2001 is/are: a) ☐ accepted or b) ☒ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____ |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 5) <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

1. This action is responsive to communications: Preliminary amendment filed on June 27, 2001 to Application filed on March 21, 2001.
2. Claims 1-4 are pending in the case. Claims 1-4 are independent claims.

Drawings

3. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(5) because they include the following reference character(s) not mentioned in the description:

- 7120 in figure 71,
- 7612 in figure 76 and
- 7744 in figure 77.

Corrected drawing sheets, or amendment to the specification to add the reference character(s) in the description, are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

4. The drawings are objected to as failing to comply with 37 CFR 1.84(p)(4) because

- reference character "7128" has been used to designate both Decrement Step and Next or Skip Step? in figure 71 and
- reference character "7720" has been used to designate both Main Menu Command and Delete Participant Record in figure 77.

Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being amended. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

5. The drawings are objected to under 37 CFR 1.83(a) because they fail to show

- 7127 as described in the specification on page 43 and
- 7719 as described in the specification on page 48.

Any structural detail that is essential for a proper understanding of the disclosed invention should be shown in the drawing. MPEP § 608.02(d). Corrected drawing sheets are required in reply to the Office action to avoid abandonment of the application. Any amended replacement drawing sheet should include all of the figures appearing on the immediate prior version of the sheet, even if only one figure is being

amended. The figure or figure number of an amended drawing should not be labeled as "amended." If a drawing figure is to be canceled, the appropriate figure must be removed from the replacement sheet, and where necessary, the remaining figures must be renumbered and appropriate changes made to the brief description of the several views of the drawings for consistency. Additional replacement sheets may be necessary to show the renumbering of the remaining figures. The replacement sheet(s) should be labeled "Replacement Sheet" in the page header (as per 37 CFR 1.84(c)) so as not to obstruct any portion of the drawing figures. If the changes are not accepted by the examiner, the applicant will be notified and informed of any required corrective action in the next Office action. The objection to the drawings will not be held in abeyance.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

6. Claims 1 and 4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Reddy (U.S. Pub. No. 2003/0101115).

Regarding independent claim 1, applicant claims a server computer having venture data and component applications including venture reporting components, operation components and security components. Reddy discloses a server (see figure

3) that performs operations on data (p.4, para. 48). Reddy also discloses reporting components including reporting financial conditions (p.6, para. 72). Reddy discloses operating components including the server operating by executing server software (p.4, para. 51). Reddy discloses security components in the form of a user having to login to the web-based site (p.6, para. 79) associated with a server (p.7, para. 81). Reddy does not disclose that the data reported and contained in the server is venture data. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify financial data reported by Reddy to include venture data because Reddy teaches financial data and applicant admits venture related information includes financial data reports (p.10, lines 24-27) being well-known at the time of the invention.

Applicant claims venture data has one or more venture data sets, each set being directed to a particular venture. Reddy discloses data related to an investor including associated financial data and other sets related to that particular investor (p.8, para. 97). Reddy does not disclose that the data reported in data sets is venture data. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify financial data reported in sets by Reddy to include venture data because Reddy teaches a financial data sets and applicant admits venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention.

Applicant claims for each venture data set the security components configured to allow full access to the venture data set to a group of individuals, each group having a

different member set from other groups. Reddy discloses a registered user having full access to real data while an unregistered user has partial access to sample data (p.7, para. 88). Reddy also discloses a homepage focused to the particular user group the user logging in belongs to (p.7, para. 91). Reddy does not disclose that the data member groups access venture data. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify the financial data accessed by Reddy to include accessing venture data because Reddy teaches financial data and applicant admits venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention.

Applicant claims the security components configured to allow at least one individual full access to all venture data sets. Reddy discloses a site administrator having access to financial reports from all user perspectives (p.7, para. 92). Reddy does not disclose that the reports contain venture data. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify the financial reports taught by Reddy to include venture data because Reddy teaches a report including financial data and applicant admits venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention.

Regarding independent claim 4, applicant claims running a server computer hosting more than one venture reporting websites. Reddy discloses clients accessing servers that operate websites (p.4, para. 55). Reddy also discloses financial reports

(p.8, para. 97). Reddy does not disclose that the websites supported by the servers are venture reporting websites. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify websites hosted by servers taught by Reddy to include venture reporting websites because Reddy teaches financial data being reported on websites on the server and applicant admits venture related information includes financial data reports (p.10, lines 24-27) being well-known at the time of the invention.

Applicant claims providing access to each venture reporting website to a different set of individuals and allowing different access privileges among at least one of the sets of individuals. Reddy discloses a homepage focused to the particular user group of the user logged in (p.7, para. 91). Reddy also discloses operations available to a user being based on the user set they belong to (p.11-12, para. 138). Reddy does not disclose that the websites being accessed are venture reporting websites. It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify websites accessed by Reddy to include venture reporting websites because Reddy teaches financial data websites and applicant admits venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention.

Applicant claims allowing full access privileges to at least one individual to all venturing reporting websites. Reddy discloses a site administrator having access to financial reports from all perspectives (p.7, para. 92). Reddy does not disclose that the websites containing these reports are venture reporting websites. It would have been

obvious to one of ordinary skill in the art, having the teachings of Reddy before him at the time the invention was made, to modify websites accessed by Reddy to include venture reporting websites because Reddy teaches a website with financial data and applicant admits venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention.

7. Claim 2 is rejected under 35 U.S.C. 103(a) as being unpatentable over Bernardo (U.S. Patent 6304886).

Regarding independent claim 2, applicant claims a server computer having component applications including a wizard component configured to guide an individual to set up a venture reporting website. Bernardo discloses a server containing application modules (see figure 1A). Bernardo also discloses a tool for creating a website (col. 2, lines 12-15). Bernardo discloses a website being automatically posted (col. 2 lines 64-67 and col. 3, lines 1-2). Bernardo does not disclose the type of websites created using the tool. It would have been obvious to one of ordinary skill in the art, having the teachings of Bernardo before him at the time the invention was made, to modify creating websites taught by Bernardo to include creating venture reporting websites because Bernardo teaches automatically posting websites and applicant admits ventures not reporting financial information on a timely basis (p.1, lines 14-17) being well-known at the time of the invention. It would have been advantageous to one of ordinary skill to utilize such combination because automatically posting information would overcome the problem of ventures not reporting on a timely basis.

8. **Claim 3 is rejected under 35 U.S.C. 103(a) as being unpatentable over Reddy (U.S. Pub. No. 2003/0101115) and Bernardo (U.S. Patent 6304886).**

Regarding independent claim 3, applicant claims receiving a payment. Reddy discloses payment and credit card processing (see figure 6) and entering payment information online (p.7, para. 85).

Applicant claims granting to an individual associated with the payment access to a wizard to guide the individual in setting up a venture reporting website. Reddy discloses granting access to a user making a payment (p.7, para. 86) and a customer care module to assist users (p.10, para. 127). Reddy does not disclose a tool to aid users in creating websites. Bernardo discloses a tool for creating a website (col. 2, lines 12-15). It would have been obvious to one of ordinary skill in the art, having the teachings of Reddy and Bernardo before him at the time the invention was made, to modify the customer care module taught by Reddy to include a tool for creating websites taught by Bernardo because Bernardo teaches the tool for creating a web site minimizing or eliminating the need for the user to know HTML (col. 2, lines 12-15). It would have been advantageous to one of ordinary skill to utilize such combination because ventures could create their own websites without having the knowledge of programming languages. Bernardo also discloses a website being automatically posted (col. 2 lines 64-67 and col. 3, lines 1-2). Bernardo does not disclose the type of websites created using the tool. It would also have been obvious to one of ordinary skill in the art, having the teachings of Reddy and Bernardo before him at the time the invention was made, to modify creating websites using the tool taught by Bernardo and

websites reporting financial data taught by Reddy to include creating venture reporting websites because Bernardo teaches automatically posting websites and applicant admits ventures not reporting financial information on a timely basis (p.1, lines 14-17) and venture related information includes financial data (p.10, lines 24-27) being well-known at the time of the invention. It would have been advantageous to one of ordinary skill to utilize such combination because automatically posting information would overcome the problem of ventures not reporting on a timely basis.

Applicant claims running a wizard component to support the individual in setting up the venture reporting website. Bernardo discloses a tool for creating websites and accessed through a network interface (col. 6, lines 6-9). Bernardo also discloses a website being automatically posted (col. 2 lines 64-67 and col. 3, lines 1-2). Bernardo does not disclose the type of websites created using the tool. It would have been obvious to one of ordinary skill in the art, having the teachings of Bernardo before him at the time the invention was made, to modify creating websites using the tool taught by Bernardo to include venture reporting websites because Bernardo teaches automatically posting websites and applicant admits ventures not reporting financial information on a timely basis (p.1, lines 14-17) being well-known at the time of the invention. It would have been advantageous to one of ordinary skill to utilize such combination because automatically posting information would overcome the problem of ventures not reporting on a timely basis.

Conclusion

Art Unit: 2178

9. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

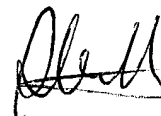
- Wizard development kit. (U.S. Pub. No. 2002/0078103)
- Transactional control system. (U.S. Pub. No. 2002/0038256)

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Kristina B. Honeycutt whose telephone number is 703-305-0704. The examiner can normally be reached on 8-5:00 Monday-Friday.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Stephen Hong can be reached on 703-308-5465. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

KBH



STEPHEN S. HONG
PRIMARY EXAMINER